

AMENDMENT OFFERED By Mr Markey
TO THE AMENDMENT OFFERED BY MR. GILLMOR
To The Substitute Amendment by Mr. MARKEY.
[Opt-In for Third Party Transfers]

In section 501 of the Amendment, ~~insert after~~ ^{insert after} ~~strike~~ subsection
(b) ~~and~~ insert the following:

- 1 ^C
2 ^(b) OPT-IS REQUIRED FOR SALES TO THIRD PAR-
3 TIES. -The Commission shall by rule prohibit a financial
4 institution from making available, for any consideration,
5 nonpublic personal information any person that is not an
6 affiliate of the institution, or an employee or agent of the
7 institution or the affiliate unless the consumer to whom
8 the information pertains—
9 (1) is requested in accordance with such rule to
10 consent to the transfer of such information; and
11 (2) grants such consent, and does not later
12 withdraw such consent.